

ATTORNEY FILE NO. 2001-1134.CIP

DECLARATION, POWER OF ATTORNEY AND PETITION

We, YURI GERNER, CARL W. SIMS, and THOMAS J. THIELEN hereby declare that we are citizens of the United States of America, residing at 2086 Timmy Street, Mendota Heights, MN 55120; 1136 Coletter Place, St. Paul, MN 55116; and 12120 - 53rd Avenue North, Plymouth, MN 55442, respectively, believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "FLOW CELLS UTILIZING PHOTOMETRIC TECHNIQUES", the specification of which is attached hereto.

We hereby state that we have reviewed and understand the contents of the above-referenced specification including the claims as amended by any amendment specifically referred to in the Oath or Declaration.

We acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

We hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
09/765,497	January 18, 2001	Pending

We hereby appoint HAUGEN LAW FIRM PLLP, a professional limited liability partnership, consisting of the following attorneys/agents and the following attorneys/agents individually: Orrin M. Haugen, Registration No. 17972 and Mark J. Burns, Registration No. 46,591 of 1130 TCF Tower, 121 South Eighth Street, Minneapolis, Minnesota 55402; Telephone No. (612) 339-8300, our attorneys/agents with full power of substitution and revocation to prosecute this application and to

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We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: January 30, 2002 Name: Carl W. Sims
Carl W. Sims
Postal Address:
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St. Paul, MN 55116
Citizenship: U.S.A.

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